

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

FILED

04 JAN 28 PM 4:12

U.S. DISTRICT COURT
N.D. OF ALABAMA

SERON SMITH,

Petitioner,

vs

WARDEN OF THE BIBB COUNTY
CORRECTIONAL FACILITY and
THE ATTORNEY GENERAL FOR THE
STATE OF ALABAMA,

Respondents.

CIVIL ACTION NO. 01-S-2306-S

FILED
JAN 28 2004

MEMORANDUM OF OPINION

The court has considered the entire file in this action, together with the Magistrate Judge's Report and Recommendation, and has reached an independent conclusion that the Report and Recommendation is due to be adopted and approved. The court hereby adopts and approves the findings and recommendation of the magistrate judge as the findings and conclusions of the court. In accord with the recommendation, this petition for writ of habeas corpus is due to be dismissed. An appropriate order will be entered.

DONE, this 28th day of January, 2004.



UNITED STATES DISTRICT JUDGE